

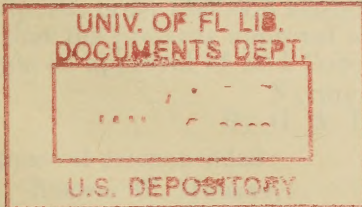
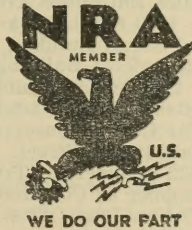
NATIONAL RECOVERY ADMINISTRATION

AMENDMENT TO
CODE OF FAIR COMPETITION

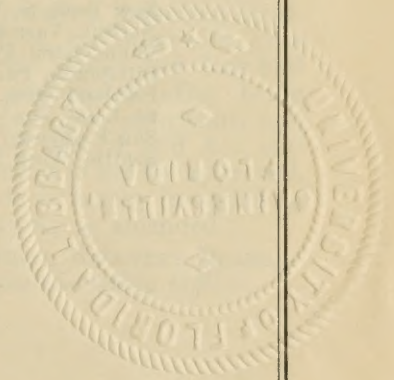
FOR THE

ELECTRIC HOIST AND
MONORAIL MANUFACTURING
INDUSTRY

AS APPROVED ON OCTOBER 12, 1934



UNITED STATES
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Approved Code No. 483—Amendment No. 1

AMENDMENT TO CODE OF FAIR COMPETITION

FOR THE

ELECTRIC HOIST AND MONORAIL MANUFACTURING INDUSTRY

As Approved on October 12, 1934

ORDER

**APPROVING AMENDMENT OF CODE OF FAIR COMPETITION FOR THE
ELECTRIC HOIST AND MONORAIL MANUFACTURING INDUSTRY**

An application having been duly made pursuant to and in full compliance with the provisions of Title I of the National Industrial Recovery Act, approved June 16, 1933, for approval of an amendment to a Code of Fair Competition for the Electric Hoist and Monorail Manufacturing Industry, and notice of opportunity to be heard thereon having been duly published, and the annexed report on said amendment, containing findings with respect thereto, having been made and directed to the President:

NOW, THEREFORE, on behalf of the President of the United States, the National Industrial Recovery Board, pursuant to authority vested in it by Executive orders of the President, including Executive Order No. 6859, dated September 27, 1934, and otherwise; does hereby incorporate, by reference, said annexed report and does find that said amendment and the Code as constituted after being amended comply in all respects with the pertinent provisions and will promote the policy and purposes of said title of said Act, and does hereby order that said amendment be and it is hereby approved, and that the previous approval of said Code is hereby amended to include an approval of said Code in its entirety as amended.

NATIONAL INDUSTRIAL RECOVERY BOARD,
By G. A. LYNCH, *Administrative Officer.*

Approval recommended:

BARTON W. MURRAY,
Division Administrator.

WASHINGTON, D. C.,
October 12, 1934.

REPORT TO THE PRESIDENT

The PRESIDENT,
The White House.

SIR: This is a report on the amendment to the Code of Fair Competition for the Electric Hoist and Monorail Manufacturing Industry, approved by the Administrator on July 13, 1934.

The amendment, which provides that the permanent Code Authority shall consist of seven (7) members of the Industry instead of six (6) as originally provided and that at least one (1) member of the Code Authority shall be a non-member of either of the two (2) sponsoring industrial associations, will improve the administration of this Code.

FINDINGS

The Assistant Deputy Administrator in his final report to the National Industrial Recovery Board on said amendment to said Code having found as herein set forth and on the basis of all the proceedings in the matter, we find that:

(a) The amendment to said Code and the Code as amended are well designed to promote the policies and purposes of Title I of the National Industrial Recovery Act including the removal of obstructions to the free flow of interstate and foreign commerce which tend to diminish the amount thereof, and will provide for the general welfare by promoting the organization of industry for the purpose of cooperative action among trade groups, by inducing and maintaining united action of labor and management under adequate governmental sanction and supervision, by eliminating unfair competitive practices, by promoting the fullest possible utilization of the present productive capacity of industries, by avoiding undue restriction of production (except as may be temporarily required), by increasing the consumption of industrial and agricultural products through increasing purchasing power, by reducing and relieving unemployment, by improving the standards of labor, and by otherwise rehabilitating industry.

(b) The Code as amended complies in all respects with the pertinent provisions of said Title of said Act, including without limitation Subsection (a) of Section 3, Subsection (a) of Section 7, and Subsection (b) of Section 10 thereof.

(c) The Electric Hoist and Monorail Associations were and are Industrial Associations, truly representative of the aforesaid Industry and that said Associations imposed and impose no inequitable restrictions on admission to membership therein and have applied for this amendment.

(d) The amendment and the Code as amended are not designed to and will not permit monopolies or monopolistic practices.

(e) The amendment and the Code as amended are not designed to and will not eliminate or oppress small enterprises and will not operate to discriminate against them.

(f) Those engaged in other steps of the economic process have not been deprived of the right to be heard prior to approval of said amendment.

For these reasons, therefore, we have approved this amendment.
For the National Industrial Recovery Board:

G. A. LYNCH,
Administrative Officer.

OCTOBER 12, 1934.

AMENDMENT TO CODE OF FAIR COMPETITION FOR THE ELECTRIC HOIST AND MONORAIL MANUFACTURING INDUSTRY

Pursuant to Article XII, Section 2 of the Code of Fair Competition for the Electric Hoist and Monorail Manufacturing Industry, duly approved by the Administrator on July 13, 1934, and further to effectuate the policies of Title I of the National Industrial Recovery Act, the following amendment is established as a part of said Code of Fair Competition and shall be binding upon every member of the Electric Hoist and Monorail Manufacturing Industry.

ARTICLE VI—ADMINISTRATION

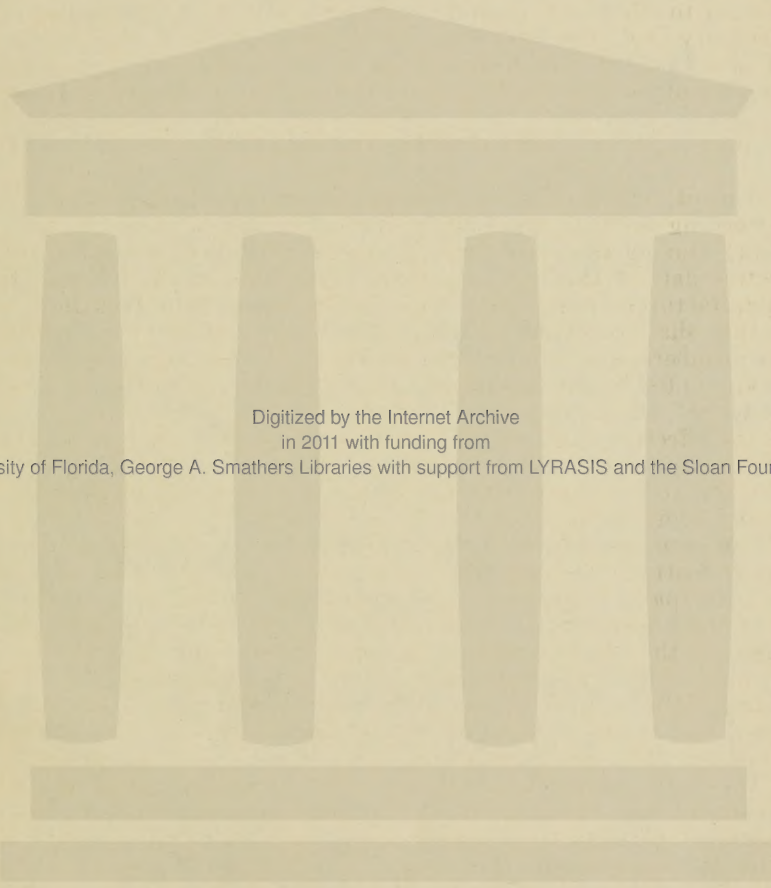
Amend Article VI, by deleting Subsection (a), Section 1, and rewording subsection (a) to read as follows:

(a) During the period not to exceed sixty days following the effective date of this code, the Code Committee of the Electric Hoist Manufacturers Association and the Monorail Manufacturers Association shall constitute a temporary Code Authority consisting of six members, and one to three additional members, without vote, to be appointed by the National Industrial Recovery Board, if it should so desire. Such temporary Code Authority shall, within sixty days of the effective date, set up a permanent Code Authority to succeed such temporary Code Authority in effectuating the policies of the Act and to cooperate with the National Industrial Recovery Board in the administration of the Code.

The permanent Code Authority shall consist of seven members of the Industry. At least three members of the Code Authority shall be principally engaged in the manufacture of Electric Hoists; at least three members of the Code Authority shall be principally engaged in the manufacture of Monorail Equipment; and at least one member of the Code Authority shall be a non-member of the Electric Hoist Manufacturers Association or the Monorail Manufacturers Association who is engaged in the manufacture of either Electric Hoists or Monorail Equipment.

The Code Authority shall be elected at a meeting of employers called by the Electric Hoist Manufacturers Association and the Monorail Manufacturers Association any time within sixty days after the approval of this Code. Notice of such meeting shall be sent by telegraph and/or registered mail to all ascertainable employers in the Industry, and it shall specifically state the voting at the meeting may be in person, by letter ballot, or by proxy, and each employer shall be entitled to one vote. The seven employers eligible for election who receive the greatest number of votes shall constitute the Code Authority.

Approved Code No. 483—Amendment No. 1.
Registry No. 1306-03.



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